

STATE OF ARIZONA ARIZONA STATE LIQUOR BOARD 800 WEST WASHINGTON, 5<sup>TH</sup> FLOOR

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Website: www.azliquor.gov/liquor board.asp

DOUGLAS A. DUCEY Governor

MICHAEL TROYAN

JOHN COCCA

**Board Chair** 

Director

Arizona State Liquor Board Hearing Minutes May 4, 2017

Members Present:

Michael Troyan - Chair, Troy Campbell - Vice Chair, and Michael Widener

Members Absent:

None

Counsel Present:

Michael Raine, Assistant Attorney General

John R. Tellier, Licensing & Enforcement Section Chief Counsel

Staff Present:

Denise Bale, Board Administrator

### A. Call to Order

The hearing of the Arizona State Liquor Board was called to order on May 4, 2017 at 10:00 a.m. with Mr. Troyan presiding.

### Roll Call

All members were present. Mr. Widener introduced himself.

### B. Recognition of departing Board Members

Cyndy Valdez served two terms on the Liquor Board. She represented the wholesale distribution tier of Arizona's liquor industry. Ms. Valdez served as the Board Chair during both of her terms. Her service to the State of Arizona is greatly appreciated and she will be missed. Sergio Arellano is no longer serving on the Board. His service to the State of Arizona is appreciated.

### C. Election of Officers: Chair and Vice Chair

Motion to elect

Michael Troyan as Chair -

Campbell

Seconded -

Widener

Yay -

Campbell, Widener, Troyan

Nay -

None

Abstained -

Disposition -

Michael Troyan elected Chair

Motion to elect

Troy Campbell as Vice Chair -

Widener

Seconded -

Troyan Widener, Troyan, Campbell

Yay -Nay -

None

Abstained -

None

Disposition -

Troy Campbell elected Vice Chair

## D. 10:00 a.m. Agenda: Review, consideration and action

# 1. Beer and Wine Store Liquor License No. 10103732 - Agent Change Application

From: To:

[None], Agent Jamil Ibrahim Qasem
Prince Market Hamdi Enterprises, LLC

1040 W. Prince Road #110 Prince Market

Tucson, AZ 85705 1040 W. Prince Road #110

Tucson, AZ 85705

This matter was set for hearing because of Department protest. The Applicant, Hamdi Enterprises, LLC and Jamil Ibrahim Qasem, appeared at the hearing and was not represented by counsel. Isabel Walker appeared in support of the Applicant. Assistant Attorney General Michael Raine appeared on behalf of the Department of Liquor Licenses and Control (Department). Detective Arturo Zacarias appeared in support of the Department. Licensing & Enforcement Section Chief John Tellier was present and provided independent legal advice to the Board. Mr. Oasem and Detective Zacarias were sworn in.

Mr. Raine presented an opening statement. The Department's protest is based on violations of A.R.S. § 4-203(A) Capability, qualifications, reliability; A.R.S. § 4-202(A) No current agent; A.R.S. § 4-202(C) No current Manager on file; and A.R.S. § 4-210(A)(3) False or misleading information on application or other documents. Mr. Qasem stated that he would like to withdraw his application and appoint Ms. Walker as the Agent on the license. Ms. Walker presented a copy of the Application Withdrawal that was mailed to the Department. Director Cocca met with licensing staff to determine whether the original form was received by the Department.

Mr. Campbell made a motion regarding Liquor License No. 10103732. Based upon the following factors: the Applicant is requesting a withdrawal of agent change; the violation of A.R.S. § 4-202 having no agent or manager on file was not completed in a timely manner; the Department of Liquor Licenses and Control is protesting this transfer; and the owners, Mr. Qasem and several other individuals, are being investigated for multiple drug violations on the federal level; I move that we find the Applicant is not capable, qualified and reliable as required by A.R.S. § 4-203(A) and that the Board deny this application for agent change. Mr. Widener seconded the motion.

There was Board discussion. Mr. Tellier advised the Board that it can accept the copy of the Application Withdrawal with Mr. Qasem's verbal confirmation. Mr. Raine stated the Department does not object to the application withdrawal. Mr. Campbell moved to withdraw his pending motion. Mr. Widener seconded.

Motion to approve the

Applicant's request to withdraw

the Agent Change application - Widener Seconded - Troyan

Yay - Widener, Troyan, Campbell

Nay - None Abstained - None

Disposition - Application withdrawal granted

Motion to consider agenda item number 3 out of order and

then consider agenda item 2 - Widener Seconded - Campbell

Yay - Widener, Campbell, Troyan

Nay - None Abstained - None

Disposition - The Board proceeded to agenda item number 3

# 3. Restaurant Liquor License No. 12083570 - Original Application

Pietro Cimino, Agent Castle Rock Bar & Grill, LLC Wishing Well Roadhouse 16067 North Pierce Ferry Road Dolan Springs, AZ 86441

This matter was set for hearing because of Department protest. This matter is also set for hearing because the Mohave County Board of Supervisors recommended disapproval. Subsequent to this matter being scheduled for hearing, an application withdrawal has been filed with the Board. The Applicant, Castle Rock Bar & Grill, LLC and Pietro Cimino, appeared at the hearing and was not represented by counsel. Alicia Randecker appeared in support of the Applicant. Assistant Attorney General Michael Raine appeared on behalf of the Department. Detective Mike Sanchez appeared in support of the Department. The County of Mohave did not appear at the hearing and was not represented by counsel. Licensing & Enforcement Section Chief John Tellier was present and provided independent legal advice to the Board. Mr. Cimino and Detective Sanchez were sworn in. Mr. Raine stated the Department does not object to the application withdrawal.

Motion to accept

application withdrawal - Campbell Seconded - Widener

Yay - Campbell, Widener, Troyan

Nay - None Abstained - None

Disposition - Application withdrawal accepted

The Board recessed from 10:32 a.m. to 10:42 a.m.

The Board proceeded to agenda item number 2.

## 2. In-State Microbrewery Liquor License No. 03083011 - Original Application

Nicholas Edward Dockstader White Rocks Hospitality LLC Edge of the World Brewery 70 N. Central Street Colorado City, AZ 86021

This matter was set for hearing because the Town of Colorado City recommended disapproval based on the adverse effects of alcohol including a higher crime rate, lower standard of living, and greater accessibility of alcohol for young people. The Applicant, White Rocks Hospitality LLC, appeared at the hearing and was not represented by counsel. Levi Williams appeared and testified in support of the Applicant. The Town of Colorado City did not appear at the hearing and was not represented by counsel. Mr. Williams, who is the CEO of White Rocks Hospitality LLC, presented PowerPoint slides for the Board. Mr. Williams discussed the Applicant's plans for contributing to the community. There were questions from the Board.

Mr. Campbell made a motion regarding Liquor License No. 03083011. Based upon the following facts: The owners and operators Nicholas Dockstader, Raymond Hammon, and Levi Williams have completed Title 4 basic liquor law training; the owners wanting to help the local community with tax revenue with providing more businesses; wanting to provide a meeting place for locals who are not affiliated with any local churches; and the owners being dedicated to the responsible service of alcohol; I move that we find the Applicant is capable, qualified and reliable as required by A.R.S. § 4-203(A). And based on the following facts: they have their employees complete responsible servers training through RServers.com; there is no protest by the Department of Liquor Licenses and Control; the owners plan to take an active role in the business; we find that the best interest of the community will be served by granting this liquor license and that the Board therefore grant the application.

Motion to grant license -

Campbell

Seconded -

Widener

Yay -

Campbell, Widener, Troyan

Nay -Abstained - None None

Disposition -

License granted

# E. Reports on Current Events, Matters of Board Procedure, Requests and Items for Future Agenda

The next Board meeting is scheduled for June 1, 2017. HB 2337 liquor omnibus bill was signed by the Governor on April 18, 2017. The Board will receive training on Title 4 changes at a future Board meeting.

Mgsf 4, 2017
Date

# F. Call to the Public

None.

The Board adjourned at 11:05 a.m.

Denise M. Bale Administrator of the

Arizona State Liquor Board